

13/009205

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FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

EXPRESS MAIL LABEL NO.: EL 768 576 974 US

December 4, 2001

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER: Komatsu Case 261

U.S. APPLICATION NO.

(If known, see 37 CFR 1.5): Unknown

INTERNATIONAL APPLICATION NO.: PCT/JP01/03563 INTERNATIONAL FILING DATE: April 25, 2001

PRIORITY DATE CLAIMED: April 26, 2000

TITLE OF INVENTION: PACKAGING MATERIAL AND PACKAGED PRODUCT

APPLICANTS FOR DO/EO/US: (1) Hiromichi INAGAKI and (2) Sakaru TAKAHASHI

licant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- ☒ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
- ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
- a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
- b. ☒ has been transmitted by the International Bureau.
- c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
- a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
- b. ☐ have been transmitted by the International Bureau.
- c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
- d. ☐ have not been made and will not be made.
- ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
- ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
- ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
- Amendment Before First Office Action including
- Marked-Up Version of Amendments and Proposed Corrections to Figures 10 and 16
- Formal Drawings (22 sheets)
- Title Page of WIPO Document WO 01/81201
- Form PCT/IB/301 - Notification of Receipt of Record Copy
- Form PCT/IB/304 - Notification Concerning Submission or Transmittal of Priority Document
- Form PCT/IB/308 - Notice Informing Applicant of Communication of International Application to Designated Offices
- Postal Card

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(if known, see 37 CFR 1.5):
Unknown

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Komatsu Case 261

17. [X] The following fees are submitted:

CALCULATIONS PTO USE ONLY

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO \$1040.00
International preliminary examination fee (37 CFR 1.482) not
paid to USPTO but International Search Report prepared by
the EPO or JPO \$ 890.00
International preliminary examination fee (37 CFR 1.482) not
paid to USPTO but international search fee (37 CFR 1.445(a)(2))
paid to USPTO \$ 740.00
International preliminary examination fee paid to USPTO (37
CFR 1.482) but all claims did not satisfy provisions of PCT
Article 33(1)-(4) \$ 710.00
International preliminary examination fee paid to USPTO (37 CFR
1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ... \$ 100.00

ENTER APPROPRIATE BASIC FEE AMOUNT = \$890.00

Charge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(e)). \$

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | |
|---|--------------|--------------|------------|----------|
| total claims | 6 - 20 = | 0 | X \$ 18.00 | \$ |
| l. claims | 3 - 3 = | 0 | X \$ 84.00 | \$ |
| MULTIPLE DEPENDENT CLAIMS (if applicable) | | | + \$280.00 | \$ |
| TOTAL OF ABOVE CALCULATIONS | | | = | \$890.00 |

Reduction of 1/2 for filing by small entity, if applicable. Small Entity Statement
must also be filed (Note 37 CFR 1.9, 1.27, 1.28). - \$445.00
SUBTOTAL = \$445.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)). + \$
TOTAL NATIONAL FEE = \$445.00

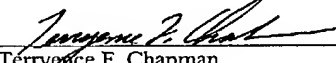
Fee for recording assignment (37 CFR 1.21(h)). The assignment must be accompanied
by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + \$ 40.00
TOTAL FEES ENCLOSED = \$485.00
Amount to be refunded \$
charged \$

- a. [X] A check in the amount of \$485.00 to cover the above fees is enclosed.
b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate
copy of this sheet is enclosed.
c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to
Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a)
or (b)) must be filed and granted to restore the application to pending status.
THE UNDERSIGNED ATTORNEY OF RECORD STATES THAT SMALL ENTITY STATUS IS BEING CLAIMED.
37 CFR § 1.27(c)(2) as amended, 65 Fed. Reg. 54603, dated September 8, 2000.

IN DUPLICATE

SEND ALL CORRESPONDENCE TO:
FLYNN, THIEL, BOUTELL & TANIS, P.C.
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Terry F. Chapman
Registration Number: 32 549